IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 12822 of 2003

Between:

C.M.Iqbal Shareef,S/o. Moulana
R/o. D.No.85, Arunachalam Chetty Shreet,

Gudiatham, Vellore Dist. Tamilnadu State

..... PETITIONER

AND

1 Vice Chairman & Managing Director
Andhra Pradesh Forest Development Corporation Ltd.,

Hyderabad.
2 Conservator of Forests
Adilabad Circle, Adilabad.
3 Divisional Forest Officer,
Adilabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of a Writ of Mandamus, declaring the action of the respondents in insisting upon on the petitioner to pay the collection charges in addition sale value vide its Proc.No.1959/2003-M5 dt. 27-6-2003 is contrary to the Short Sale Notice dt.6-6-2003 as is illegal, arbitrary and unconstitutional besides being violative of principles of natural justice and consequently direct the respondents not to insist up on the petitioner to pay the collection charges as it is not stipulated in Short Sale Notice dty.6-6-2003 and return the E.M.D. in case the tender is confirmed with collection charges to pass

Counsel for the Petitioner: MR.J.RAMACHANDRA RAO

Counsel for the Respondent s: GP FOR FORESTS

The Court made the following :

ORDER:

In this writ petition, the petitioner is seeking a writ of Mandamus declaring the action of the respondents in insisting upon the petitioner to pay the collection charges in addition to sale value as per the proceedings dated 27-06-2003 on the ground that the same is contrary to the short sale notice dated 06-06-2003. It is represented by the counsel on either side that a similar writ petition has already been disposed by this Court. Following the same, this writ petition is also disposed of.

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19-07-2004

vs

To

1 Conservator of Forests,
Adilabad Circle, Adilabad.
2 Divisional Forest Officer,
Adilabad.

3 Two CCs to the G.P for Forest, High court Buildings, Hyderabad

(O.U.T)

4 Two CD copies.

5 The vice Chairman & ManagingDirector, A.P.,

Forest Development Corporation Ltd.,

Hyderabad.